

**In the United States District Court
For the Southern District of Georgia
Waycross Division**

FILED
U.S. DISTRICT COURT
BRUNSWICK DIV.

2018 SEP 28 AM 10:28

CLERK
SO. DIST. OF GA.

VITALY NOVIKOV,

Petitioner,

v.

PATRICK GARTLAND,

Respondent.

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CIVIL ACTION NO.: 5:17-cv-164

ORDER

The Court has conducted an independent and *de novo* review of the entire record and concurs with and **ADOPTS** the Magistrate Judge's Report and Recommendation, dkt. no. 9. Petitioner Vitaly Novikov ("Novikov") did not file Objections to the Report and Recommendation. Thus, the Court **DISMISSES without prejudice** Novikov's 28 U.S.C. § 2241 Petition, **DIRECTS** the Clerk of Court to **CLOSE** this case and enter the appropriate judgment of dismissal, and **DENIES** Novikov *in forma pauperis* status on appeal.

SO ORDERED, this 28 day of September, 2018.

HON. LISA GODBEY WOOD, JUDGE
UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF GEORGIA